

Friday, September 5, 1997

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S8837-S8876

Measures Introduced: Two bills were introduced, as follows: S. 1150 and 1151. Page S8870

Measures Reported: Reports were made as follows:

S. 1150, to ensure that federally funded agricultural research, extension, and education address high-priority concerns with national multistate significance, to reform, extend, and eliminate certain agricultural research programs. (S. Rept. No. 105-73)

Page S8870

Measures Passed:

Foreign Operations Appropriations, 1998: Pursuant to the consent agreement of July 16, 1997, Senate passed H.R. 2159, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998, after striking all after the enacting clause and inserting in lieu thereof the text of S. 955, Senate companion measure, as passed by the Senate on July 17, 1997. Further, the Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees on the part of the Senate: Senators McConnell, Specter, Gregg, Shelby, Bennett, Campbell, Stevens, Cochran, Leahy, Inouye, Lautenberg, Harkin, Mikulski, Murray, and Byrd. Page S8869

Subsequently, Senate vitiated passage of S. 955, and the bill was indefinitely postponed. Page S8869

FDA Modernization and Accountability Act: Senate began consideration of the motion to proceed to consideration of S. 830, to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products. Pages S8837-69

Also, by 89 yeas to 5 nays (Vote No. 220), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to close further debate on the motion to proceed to the consideration of the bill. Pages S8839-40

Senate will continue consideration of the motion to proceed to consideration of the bill on Monday, September 8, 1997.

Nominations Confirmed: Senate confirmed the following nominations: Robert Charles Chambers, of West Virginia, to be United States District Judge for the Southern District of West Virginia. Page S8875

Messages From the House: Page S8870

Petitions: Page S8870

Statements on Introduced Bills: Pages S8870-72

Additional Cosponsors: Page S8872

Amendments Submitted: Pages S8872-74

Additional Statements: Pages S8874-75

Record Votes: One record vote was taken today. (Total-220) Pages S8839-40

Adjournment: Senate convened at 9:30 a.m., and adjourned at 3:38 p.m., until 11 a.m., Monday, September 8, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S8876.)

Committee Meetings

(Committees not listed did not meet)

CAMPAIGN FINANCING INVESTIGATION

Committee on Governmental Affairs: Committee continued hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from David Strauss, former Deputy Chief of Staff for Vice President Gore; and former Mayor Michael L. Mitoma, Carson, California.

Hearings continue on Tuesday, September 9.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Marjorie O. Rendell, of Pennsylvania, to be United States Circuit Judge for the Third Circuit, A. Richard Caputo, to be United States District Judge for the Middle District of Pennsylvania, Bruce C. Kauffman, to be United States District Judge for the Eastern District of Pennsylvania, and Richard A. Lazzara, to be United

States District Judge for the Middle District of Florida, after the nominees testified and answered ques-

tions in their own behalf. Mr. Lazzara was introduced by Senators Mack and Graham.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 2411–2424; 2 private bills, H.R. 2425–2426; and 4 resolutions, H. Con. Res. 146–147, and H. Res. 221–222 were introduced. **Page H6962**

Reports Filed: The following report was filed today:

H.R. 901, to preserve the sovereignty of the United States over public lands and acquired lands owned by the United States, and to preserve State sovereignty and private property rights in non-Federal lands surrounding those public lands and acquired lands, amended (H. Rept. 105–245); **Page H6962**

Motion to Adjourn: By a yea and nay vote of 44 yeas to 339 nays, Roll No. 366, rejected the Miller of California motion to adjourn. **Pages H6924–25**

Labor, HHS, and Education Appropriations Act: The House continued consideration of amendments to H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998. The House completed general debate and considered amendments to the bill on September 4. **Pages H6925–48**

Rejected:

The McIntosh amendment that sought to increase funding for the Individuals with Disabilities Education Act by \$4.3 million and reduce Employment Standards Administration Salaries and Expenses funding accordingly (rejected by a recorded vote of 167 yeas to 260 noes, Roll No. 367); **Pages H6925–40**

Withdrawn:

The Riggs amendment that sought to increase funding for Older Americans Act programs by \$19.6 million and reduce Bureau of Labor Statistics salaries and expenses funding by \$9.8 million and reduce HHS general departmental management funding by \$9.8 million. **Pages H6940–41**

Pending amendment:

The Blunt amendment was offered that seeks to increase vocational and adult education funding by \$11.2 million and reduce OSHA funding accordingly. **Pages H6941–48**

The bill is being considered pursuant to the order of the House of Thursday, July 31. **Pages H6667–69**

Defense Authorization Act Motion to Instruct Conferees: By a recorded vote of 261 yeas to 150

noes, Roll No. 368, agreed to the Traficant motion to instruct conferees on H.R. 1119, to authorize appropriations for fiscal years 1998 and 1999 for military activities of the Department of Defense, and to prescribe military personnel strengths for fiscal years 1998 and 1999, to insist upon the provisions of section 1032 of the House bill relating to the assignment of Department of Defense personnel to Border Patrol and Control. The motion was debated on September 4. **Page H6948**

Committee Resignation: Read a letter from Representative Sherman wherein he resigned from the Committee on the Budget. **Page H6949**

Committee Election: Agreed to H. Res. 221 electing Representative Sherman to the Committee on Banking and Financial Services. **Page H6949**

Terrorist Bombing in Jerusalem: Agreed to H. Con. Res. 146, expressing the sense of the Congress regarding the terrorist bombing in Jerusalem on September 4, 1997. **Pages H6949–54**

In Honor of Mother Teresa: The House stood for a moment of silence in honor of Mother Teresa. **Page H6949**

Legislative Program: The Chief Deputy Majority Whip announced the legislative program for the week of September 8. **Page H6949**

Meeting Hour: Agreed that when the House adjourns today, it adjourn to meet at 12:30 p.m. on Monday, September 8 for morning hour debate. **Page H6954**

Calendar Wednesday: Agreed that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday, September 10. **Page H6954**

Amendments: Amendments ordered printed pursuant to the rule appear on page H6963.

Quorum Calls—Votes: One yea-and-nay vote and two recorded votes developed during the proceedings of the House today and appear on pages H6925, H6939–40, and H6948. There were no quorum calls.

Adjournment: Met at 9:00 a.m. and adjourned at 3:31 p.m.

Committee Meetings

ELECTRICITY: INNOVATION AND COMPETITION

Committee on Commerce: Subcommittee on Energy and Power held a hearing on Electricity: Innovation and Competition. Testimony was heard from public witnesses.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Rules: Heard testimony from Representatives Rogers, Northup, Hyde, Burton of Indiana, Morella, Shays, Ramstad, Fox of Pennsylvania, Molohan, Sawyer, Maloney of New York, Becerra, Jackson-Lee of Texas and Delahunt, but action was deferred on H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998.

Joint Meetings

EMPLOYMENT-UNEMPLOYMENT

Joint Economic Committee: Committee held hearings to examine the employment-unemployment situation for August, receiving testimony from Katharine G. Abraham, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

CONGRESSIONAL PROGRAM AHEAD

Week of September 8 through 13, 1997

Senate Chamber

On *Monday*, Senate will continue consideration of the motion to proceed to consideration of S. 830, Food and Drug Administration Modernization and Accountability Act, and resume consideration of S. 1061, Labor/HHS Appropriations, 1998.

On *Tuesday*, Senate will resume consideration of S. 1061, Labor/HHS Appropriations, 1998, and begin consideration of S. 830, Food and Drug Administration Modernization and Accountability Act.

During the week, Senate also expects to consider H.R. 2107, Interior Appropriations, 1998, S. , D.C. Appropriations, 1998, conference reports when available, and consider any cleared legislative and executive business.

(Senate will recess on Tuesday, September 9, 1997 from 12:30 p.m. until 2:15 p.m. for respective party conferences.)

Senate Committees

(Committee meetings are open unless otherwise indicated)

Committee on Agriculture, Nutrition, and Forestry: September 11, to hold hearings to examine the implications for farmers of the recently proposed Global Tobacco settlement, 9 a.m., SD-106.

Committee on Appropriations: September 9, business meeting, to mark up an original bill making appropriations for the government of the District of Columbia for the fiscal year ending September 30, 1998, 4 p.m., SD-106.

September 11, Subcommittee on Labor, Health and Human Services, and Education, to hold hearings to examine the health risks of 1950's atomic tests, 9 a.m., SD-192.

Committee on Armed Services: September 9, to hold hearings on the nomination of Gen. Henry H. Shelton, USA, to be Chairman of the Joint Chiefs of Staff, 10 a.m., SR-222.

Committee on Commerce, Science, and Transportation: September 10, to hold hearings on the nominations of Heidi H. Schulman, of California, and Katherine Milner Anderson, of Virginia, each to be a Member of the Board of Directors for the Corporation for Public Broadcasting, Robert L. Mallett, of Texas, to be Deputy Secretary, and W. Scott Gould, of the District of Columbia, to be an Assistant Secretary, both of the Department of Commerce, and Sheila Foster Anthony, of Arkansas, to be a Federal Trade Commissioner, 9:30 a.m., SR-253.

Committee on Energy and Natural Resources: September 10, to hold oversight hearings to review Forest Service organizational structure, staffing, and budget for the Alaska region, 9:30 a.m., SD-366.

September 11, Full Committee, to hold hearings on S. 660, to provide for the continuation of higher education through the conveyance of certain public lands in the State of Alaska to the University of Alaska, and S. 1092, to provide for a transfer of land interests in order to facilitate surface transportation between the cities of Cold Bay, Alaska, and King Cove, Alaska, 9:30 a.m., SD-366.

September 11, Subcommittee on National Parks, Historic Preservation, and Recreation, to hold hearings to review the implementation of the Commemorative Works Act (P.L. 99-652, as amended) and the administrative and public process involved in the site selection of the World War II Memorial and the recently announced Air Force Memorial, 2 p.m., SD-366.

Committee on Finance: September 10, to hear and consider pending nominations, 10:30 a.m., SD-215.

Committee on Foreign Relations: September 10, to hold hearings on the nominations of Thomas J. Dodd, of the District of Columbia, to be Ambassador to the Republic of Costa Rica, Donna Jean Hrinak, of Virginia, to be Ambassador to the Republic of Bolivia, and Curtis Warren Kamman, of the District of Columbia, to be Ambassador to the Republic of Colombia, 2:30 p.m., SD-419.

September 11, Full Committee, to hold hearings on the nominations of Susan E. Rice, of the District of Columbia, to be Assistant Secretary of State for African Affairs, Brian Dean Curran, of Florida, to be Ambassador to

the Republic of Mozambique, Timberlake Foster, of California, to be Ambassador to the Islamic Republic of Mauritania, Amelia Ellen Shippy, of Washington, to be Ambassador to the Republic of Malawi, and Nancy Jo Powell, of Iowa, to be Ambassador to the Republic of Uganda, 10 a.m., SD-419.

Committee on Governmental Affairs: September 8, Subcommittee on Oversight of Government Management, Restructuring and the District of Columbia, to hold hearings to examine the progress of proposed reforms of the District of Columbia school system, 9:30 a.m., SD-342.

September 8, Subcommittee on Oversight of Government Management, Restructuring and the District of Columbia, to hold hearings on S. 222, to establish an advisory commission to provide advice and recommendations on the creation of an integrated, coordinated Federal policy designed to prepare for and respond to serious drought emergencies, 2 p.m., SD-342.

September 9, 10 and 11, Full Committee, to resume hearings to examine certain matters with regard to the committee's special investigation on campaign financing, 10 a.m., SH-216.

September 12, Full Committee, to hold hearings to examine issues regarding regulatory reform, 10 a.m., SD-342.

Committee on the Judiciary: September 9, Subcommittee on Immigration, to hold hearings to examine the economic and fiscal impact of immigration, focusing on the report of the National Academy of Sciences, 10:30 a.m., SD-226.

September 9, Subcommittee on Antitrust, Business Rights, and Competition, to hold hearings to examine the operation of the antitrust division of the Department of Justice, focusing on the Hart-Scott-Rodino process which requires companies to notify the Government of perspective mergers, 2 p.m., SD-226.

September 12, Subcommittee on Immigration, to hold hearings to examine proposals to permanently extend the expiring provision of immigration law which allows religious workers to be sponsored by religious organizations in the United States, 10 a.m., SD-226.

Committee on Labor and Human Resources: September 11, to hold hearings to examine the confidentiality of medical information, 10 a.m., SD-430.

Select Committee on Intelligence: September 10, to hold a closed briefing on intelligence matters, 2:30 p.m., SH-219.

House Chamber

Monday, Consideration of 3 Suspensions:

1. H.R. 876, Mississippi Sioux Tribes Judgment Fund Distribution Act of 1997;
2. H.R. 700, Agua Caliente Band of Cahuilla Indians; and
3. Concur in Senate amendment to H.R. 1866, Need-Based Educational Aid Antitrust Protection Act of 1997; and

Consideration of H.R. 2264, Labor, Health and Human Services Appropriations Act for FY 1998.

No recorded votes are expected before 7:00 p.m.

Tuesday, Wednesday, and Thursday, Consideration of H.R. 2267, Commerce, Justice, State, and the Judiciary Appropriations Act for FY 1998 (subject to a rule); and

Consideration of H.R. 2378, Treasury, Postal Service Appropriations Act for FY 1998; and

H.R. 2264, Labor, Health and Human Services Appropriations Act for FY 1998 (subject to a rule).

Friday, No votes are expected.

House Committees

Committee on Agriculture, September 11, Subcommittee on Department Operations, Nutrition, and Foreign Agriculture, hearing to review food banks and the participation of the private sector in the delivery of food assistance, 8:30 a.m., 1300 Longworth.

Committee on Banking and Financial Services, September 9, hearing and markup of H.R. 2343, Thrift Depositor Protection Oversight Board Abolishment Act; and to consider pending Committee business, 2 p.m., 2128 Rayburn.

September 10, Subcommittee on Domestic and International Monetary Policy, to markup the 50 States Commemorative Coin Program Act, 10:30 a.m., 2128 Rayburn.

Committee on Education and the Workforce, September 9, Subcommittee on Early Childhood and Families, hearing on School Choice legislative proposals, 9 a.m., 2175 Rayburn.

September 11, Subcommittee on Workforce Protections, hearing to examine OSHA's Reinvention Project, 10 a.m., 2175 Rayburn.

Committee on Government Reform and Oversight, September 10, Subcommittee on Civil Service, hearing on Employment Discrimination in the Federal Workplace, Part I, 10 a.m., 2154 Rayburn.

September 10, Subcommittee on National Security, International Affairs, and Criminal Justice, to continue hearings on Reauthorization of the Office of National Drug Control Policy, Part II, 1 p.m., 2247 Rayburn.

September 11, Subcommittee on Human Resources, to continue oversight hearings on the Need for Better Focus in the Rural Health Clinic Program (RHC) Part II, 10 a.m., 2247 Rayburn.

September 12, Subcommittee on Government Management, Information, and Technology, oversight hearing on Defense Surplus Property, 9:30 a.m., 2154 Rayburn.

Committee on International Relations, September 10, hearing on Freedom from Religious Persecution Act of 1997, 10:30 a.m., 2172 Rayburn.

September 10, Subcommittee on International Economic Policy and Trade, hearing on the Transatlantic Initiative: Opportunities and Prospects, 2 p.m., 2200 Rayburn.

Committee on the Judiciary, September 8, Subcommittee on Immigration and Claims, to markup the following: H.R. 2412, to amend the Immigration and Nationality Act to modify the religious worker visa programs and to extend the visa waiver pilot program, and to amend the

Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to modify the effective date for certain paperwork changes in the employer sanctions program; H.R. 2413, Immigration Technical Corrections Act of 1997; a private claims bill and a private immigration bill, 7 p.m., 2237 Rayburn.

September 9, full Committee, to markup the following: H.R. 1683, Jacob Wetterling Crimes Against Children and Sexually Violent Offenders Registration Improvements Act of 1997; H.R. 424, to provide for increased mandatory minimum sentences for criminals possessing firearms; H.R. 1493, to require the Attorney General to establish a program in local prisons to identify, prior to arraignment, criminal aliens and aliens who are unlawfully present in the United States; H.R. 2412, to amend the Immigration and Nationality Act to modify the religious worker visa programs and to extend the visa waiver pilot programs, and to amend the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to modify the effective date for certain paperwork changes in the employer sanctions program; H.R. 2413, Immigration Technical Corrections Act of 1997; and a private claims bill, 2:30 p.m., 2141 Rayburn.

September 10, Subcommittee on Immigration and Claims, hearing on H.R. 992, Tucker Act Shuffle Relief Act of 1997, 10 a.m., 2237 Rayburn.

September 11, Subcommittee on Courts and Intellectual Property, hearing on H.R. 2265, No Electronic Theft (NET) Act, and also on electronic copyright piracy, 10 a.m., 2237 Rayburn.

September 11, Subcommittee on Crime, hearing regarding cellular telephone fraud, 9:30 a.m., 2141 Rayburn.

Committee on National Security, September 9, to markup H.R. 695, Security and Freedom Through Encryption (SAFE) Act, 1 p.m., 2118 Rayburn.

Committee on Resources, September 9, Subcommittee on Forests and Forest Health, hearing on the following bills: H.R. 1739, BWCAW Accessibility and Fairness Act of 1997; and H.R. 2149, BWCA Wilderness Legacy Act, 2 p.m., 1334 Longworth.

September 9, Subcommittee on National Parks and Public Lands, hearing on H.R. 1849, Oklahoma City National Memorial Act of 1997, 10 a.m., 1324 Longworth.

September 10, full Committee, hearing on the following: H.R. 2259, King Cove Health and Safety Act of 1997; and a measure to provide the University of Alaska with a Federal land grant, 11 a.m., 1324 Longworth.

September 11, Subcommittee on Fisheries Conservation, Wildlife and Oceans, to markup the following measures: H.R. 1787, Asia Elephant Conservation Act of 1997; and H. Con. Res. 131, expressing the sense of Congress regarding the ocean; and to hold an oversight hearing to review the management of our Nation's fisheries by the National Marine Fisheries Service, 10 a.m., 1324 Longworth.

September 11, Subcommittee on Forests and Forest Health, oversight hearing on the affect of international

forestry agreements on U.S. Forest Service decision-making, 10 a.m., 1334 Longworth.

September 11, Subcommittee on Water and Power, hearing and markup of the following measures: Bureau of Reclamation Technical Corrections Act of 1997; and Small Reclamation Water Resources Project Act; and to markup H.R. 1400, Tumalo Irrigation District Water Conservation Project Authorization Act, 2 p.m., 1334 Longworth.

Committee on Rules, September 8, to consider H.R. 2267, making appropriations for the Department of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998, 7:30 p.m., H-313 Capitol.

Committee on Science, September 10, hearing on Next Generation Internet Initiative, 10 a.m., 2318 Rayburn.

September 11, Subcommittee on Energy and Environment, hearing on Preparing for El Nino, 10 a.m., 2318 Rayburn.

September 11, Subcommittee on Technology, to markup the Small Business Technology Transfer Program Reauthorization Act of 1997, 2 p.m., 2318 Rayburn.

Committee on Small Business, September 11, Subcommittee on Regulatory Reform and Paperwork Reduction and the Subcommittee on Government Programs and Oversight, joint hearing on H.R. 96, Small Business Regulatory Assistance Act of 1997, 10:30 a.m., 311 Cannon.

Committee on Transportation and Infrastructure, September 9, Subcommittee on Aviation, hearing on H.R. 991, to amend the Railway Labor Act concerning the applicability of requirements of that Act to U.S. air carriers and flight deck crews engaged in flight operations outside the United States, 2 p.m., 2167 Rayburn.

September 10 and 11, Subcommittee on Surface Transportation, to markup H.R. 2400, Building Efficient Surface Transportation and Equity Act of 1997, 10 a.m., 2167 Rayburn.

Committee on Veterans' Affairs, September 11, to markup pending business, 9:30 a.m., 334 Cannon.

Committee on Ways and Means, September 9, Subcommittee on Oversight, to continue hearings on the Recommendations of the National Commission on Restructuring the Internal Revenue Service to expand Electronic Filing of Tax Systems Improvements, 10 a.m., 1100 Longworth.

September 10, Subcommittee on Human Resources, hearing on Child Support System Improvements, 10 a.m., B-318 Rayburn.

September 11, Subcommittee on Trade, hearing on the Administration's comprehensive review of the North American Free Trade Agreement (NAFTA), 10 a.m., 1100 Longworth.

Permanent Select Committee on Intelligence, September 9, executive, hearing on Encryption legislation, 10 a.m., H-405 Capitol.

September 11, executive, to markup Encryption legislation, 10 a.m., H-405 Capitol.

Next Meeting of the SENATE

11 a.m., Monday, September 8

Senate Chamber

Program for Monday: Senate will continue consideration of the motion to proceed to S. 830, FDA Administration Modernization and Accountability Act, and may resume consideration of S. 1061, Labor/HHS Appropriations, 1998.

Next Meeting of the HOUSE OF REPRESENTATIVES

12:30 p.m., Monday, September 8

House Chamber

Program for Monday: Consideration of 3 Suspensions:

1. H.R. 876, Mississippi Sioux Tribes Judgment Fund Distribution Act of 1997;

2. H.R. 700, Agua Caliente Band of Cahuilla Indians; and

3. Concur in Senate amendment to H.R. 1866, Need-Based Educational Aid Antitrust Protection Act of 1997; and

Consideration of H.R. 2264, Labor, HHS, and Education Appropriations Act for FY 1998 (open rule).

No recorded votes are expected before 7:00 p.m.

Extensions of Remarks, as inserted in this issue

HOUSE

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